HON'BLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE G. BHAVANI PRASAD

WRIT PETITION NO. 27513 OF 2005

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Between:

Simhadri Satyanarayana Rao

……Petitioner

And

The District Collector, Krishna District at

Machilipatnam and three others.

……Respondents

:: JUDGMENT ::

Counsel for the Petitioner : Sri K. Ravi

Counsel for Respondent Nos.1 & 4 : Government Pleader for

Revenue

Counsel for Respondent No.2 : Government Pleader for

Roads and Buildings

Counsel for Respondent No.3 : Government Pleader for

Panchayat Raj

Dated: 21-02-2006

WRIT PETITION NO. 27513 OF 2005

Per G.S. SINGHVI, CJ

In this writ petition filed as a piece of public interest litigation, the petitioner has prayed for issuance of a writ in the nature of mandamus to the respondents to complete the approach road for going to the bridge constructed on KEB Canal connecting the villages of Bobbarlanka and Mopidevi of Krishna District.

In the counter affidavit filed on behalf of respondents, it has been averred that steps were initiated for construction of the approach road, but due to decree dated 03-02-2006 passed by Junior Civil Judge, Avanigadda in O.S No. 84 of 2001, the progress of the work has been halted. It has been further averred that steps have been initiated for acquisition of the land in question and the construction of approach road will be undertaken at the earliest.

In view of the stand taken in the counter affidavit, we deem it proper to dispose of the writ petition with the following directions:

1. Within two weeks from today, the respondents should take decision to

challenge decree dated 03-02-2006 passed by the Junior Civil Judge, Avanigadda in O.S No. 84 of 2001.

2. If the respondents file appeal, the appellate Court shall dispose of the same within a period of three months.

3. If the respondents decide not to file appeal against the judgment and decree dated
03-02-2006, then they shall complete the acquisition proceedings with next three months.

4. After decision of the appeal, if any filed or acquisition of land as the case may be, the respondents shall complete the construction of approach road within a period of two months.

The Writ Petition is disposed of in the manner indicated above.

G.S. SINGHVI, CJ

G. BHAVANI PRASAD, J

21-02-2005

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